

FILED

JUN 27 2008

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY FF DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA ) Magistrate Case No. 08 MJ 8574  
)  
Plaintiff, ) COMPLAINT FOR VIOLATION OF  
)  
v. ) 21 U.S.C. § 952 and 960  
Raul SANCHEZ Jr. (1), ) Importation of a Controlled  
Diana Magali VARGAS-Tapia (2), ) Substance (Felony)  
Defendants. )  
)

The undersigned complainant being duly sworn states:

That on or about June 26, 2008 within the Southern District of California, defendants Raul SANCHEZ, Jr., and Diana Magali VARGAS-Tapia, did knowingly and intentionally import approximately 12.48 kilograms (27.45 pounds) of Cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Section 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Special Agent Enrique Terregrosa  
U. S. Immigration & Customs  
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 27<sup>th</sup> DAY OF JUNE 2008.

WILLIAM MCCURINE, JR.  
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

2 Raul SANCHEZ, Jr. (1)  
Diana Magali VARGAS-Tapia (2)

3 STATEMENT OF FACTS

4 This complaint is based on the reports, documents, and notes  
5 furnished to U. S. Immigration and Customs Enforcement Special  
6 Agent Enrique Torregrosa.

7 On June 26, 2008, at approximately 1920 hours, Raul SANCHEZ  
8 Jr. entered the United States from the Republic of Mexico via the  
9 Calexico, California East Port of Entry. SANCHEZ made entry  
10 driving a 2007 Toyota Rav4, bearing California U.S. plate number  
11 6CWZ912. SANCHEZ was the driver and was accompanied by his  
12 girlfriend, Diana Magali VARGAS-Tapia.

13 During a pre-primary operation, a Human/Narcotic Detector Dog  
14 alerted to the vehicle. SANCHEZ gave a negative oral Customs  
15 declaration to Customs and Border Protection Officer (CBPO) R.  
16 Ramos. CBPO Ramos asked SANCHEZ where they were going. SANCHEZ  
17 stated they were going to Indio, California, to play in the  
18 casinos. CBPO Ramos asked about the vehicle SANCHEZ was driving.  
19 SANCHEZ stated it belonged to his father.

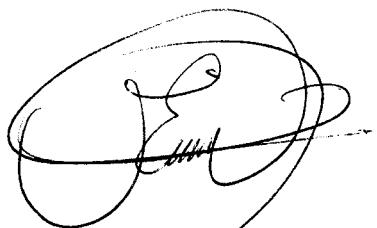
20 A subsequent search of the vehicle by CBPO Ramos revealed  
21 eleven packages with a combined weight of 12.48 kilograms (27.45  
22 pounds) of cocaine, concealed within the center console of the  
23 vehicle. CBPO Ramos probed one package, producing a white powdery  
24 substance, which field-tested positive for cocaine.

25 SANCHEZ and VARGAS were arrested for importation of cocaine  
26 into the United States. SANCHEZ and VARGAS were advised of their  
27 rights, per Miranda.

28

1 SANCHEZ and VARGAS acknowledged and waived their rights  
2 agreeing to answer questions without the presence of an attorney.  
3 SANCHEZ and VARGAS stated they have been smuggling what they  
4 suspected was marijuana since February, 2008 approximately ten to  
5 fifteen times. SANCHEZ and VARGAS stated they were paid \$2,500.00  
6 for each time.

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13 *J. E. McCullough*  
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